



**UNITED STATES MARINE CORPS**  
MARINE CORPS INSTALLATIONS PACIFIC-MCB CAMP BUTLER  
UNIT 35001  
FPO AP 96373-5001

IN REPLY REFER TO:  
5720  
SJA/FOIA  
4 Apr 19

Dear Mrs. Kate Wright-Sims:

SUBJECT: YOUR FOIA REQUEST – DON-USMC-2019-002475

This letter is in partial response to the segment of your Freedom of Information Act (FOIA) request seeking records from the (Office), Marine Corps Base, Camp Smedley D. Butler regarding whether “Trane” has been awarded an ESPC, the fiscal year it was assigned, and the total project cost. Your request was received by this office on January 3, 2019. Please note that your request is categorized as Other Use Requester under the fee requirements of 43 C.F.R. §§2.38, .39, Appendix A, and therefore you have not been charged for the first two hours of search time or for the first 100 pages of duplicated/scanned pages (or their equivalent volume).

Please be advised that a thorough search of the (Office), Marine Corps Base, Camp Smedley D. Butler has found responsive records. However, portions of these materials are being withheld under 5 U.S.C. §552 (b)(3), which covers information specifically exempted from disclosure by statute. 10 U.S.C. §130(b)(a)(1) establishes that the names, ranks, and duty addresses of military and Department of the Navy/Department of Defense civilian personnel assigned to units that are sensitive, routinely deployable, and/or stationed in foreign territories are to be withheld under the FOIA. Therefore, we have excised this information from the releasable document.

You may consider this to be an adverse determination that may be appealed. Since you have created an account in FOIAonline, you may submit an appeal directly within the web-based system. To do this, you would log in to your account, retrieve your original request, and then click on the “Create Appeal” tab in the left-hand column. The basic information from your request will be duplicated for you, and then you can type in the basis of your appeal. If you prefer to use regular mail, you may submit an appeal to the Judge Advocate General (Code 14), 1322 Patterson Avenue SE, Suite 3000, Washington Navy Yard, DC 20374-5066. Your appeal, if any, must be postmarked within 90 calendar days from the date of this letter and should include a copy of your initial request, a copy of this letter, and a statement indicating why you believe your appeal should be granted. I recommend that your appeal and its envelope both bear the notation, “Freedom of Information Act Appeal.”

You also have the right to seek assistance and/or dispute resolution services from the Marine Corps FOIA Public Liaison, Ms. Sally Hughes, at [hqmcfoia@usmc.mil](mailto:hqmcfoia@usmc.mil) or (703) 614-4008, and/or the Department of the Navy FOIA Public Liaison, Mr. Christopher Julka, at [Christopher.a.julka@navy.mil](mailto:Christopher.a.julka@navy.mil) or (703) 697-0031. You may also contact the Office of Government Information Services (OGIS) for assistance and/or dispute resolution at [ogis@nara.gov](mailto:ogis@nara.gov) or 1-877-684-6448. For more information online about services provided by OGIS, please visit their website at <https://ogis.archives.gov>.

Any questions concerning this matter should be directed to me at [william.g.williamson@usmc.mil](mailto:william.g.williamson@usmc.mil), at DSN: 645-9429.

I am the official responsible for the partial denial of your request.

Sincerely,

W. G. WILLIAMSON, JR.  
Major, U.S. Marine Corps  
Deputy Staff Judge Advocate